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**TRANSMITTAL
FORM**

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Total Number of Pages in This Submission

--57--

Application Number

10/565,657

Filing Date

Oct. 5, 2006 (371(c) Date)

First Named Inventor

Neel Kumar ANAND

Art Unit

1625

Examiner Name

Zinna Northington DAVIS

Attorney Docket Number

EX04-017C-US

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1) Second Preliminary Amendment (56 pages). 2) Return Receipt Postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
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<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

Remarks

Please note that this submission and its attachments were sent via Express Mail, Post Office to Addressee, via tracking number EV 938 354 435 US, on January 28, 2009.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Exelixis, Inc.		
Signature			
Printed name	Janice V. Rice		
Date	January 28, 2009	Reg. No.	50,606

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Laura A. Huntington	Date	January 28, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named Inventor: Anand, Neel Kumar

Application No.: 10/565,657

371(c) Date: October 5, 2006

Group Art Unit: 1625

Confirmation No.: 6136

Examiner: Davis, Zinna Northington

Title: Anaplastic Lymphoma Kinase Modulators and Methods of Use

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents
Post Office Box 1450
Washington, D.C. 22313-1450

Dear Sir:

Please enter the following amendments to the Specification, cancel Claims 1-30, and add new Claims 31-58. No new matter is added and support for the changes can be found throughout the Specification.

Amendments to the Specification begin on page 2 of this correspondence.

Cancellation of claims and addition of new claims are given in the listing of Claims which begins on page 9 of this correspondence.

Remarks begin on page 56.